Weil. Gotshal & Manges llp

767 FIFTH AVENUE · NEW YORK, NY 10153-0119

(212) 310-8000 FAX: (212) 310-8007 GENERAL COUNSEL OF COPYRIGHT

DALLAS HOUSTON MENLO PARK (SILICON VALLEY)

MIAMI AUG 12 1000 WASHINGTON, D.C.

RECEIVED

BRUSSELS BUDAPEST LONDON PRAGUE WARSAW

WRITER'S DIRECT LINE (212) 310-8405

August 12, 1998

BY HAND DELIVERY

Gina Giuffreda, CARP Specialist Office of the Register of Copyrights Room LM-403 James Madison Memorial Building 101 Independence Avenue, S.E. Washington, D.C. 20540

> Docket No. 96-6 CARP NCBRA Re:

Dear Gina:

I am enclosing the following documents:

- 1. Pursuant to the Protective Order entered in this matter on October 1, 1997, two additional copies of the redacted public versions of the Post-Hearing Proposed Findings of Fact and Conclusions of Law Submitted by the Public Broadcasting Service and National Public Radio and the Post-Hearing Proposed Reply Findings of Fact and Conclusions of Law Submitted by the Public Broadcasting Service and National Public Radio. Unredacted versions of these documents were included as Appendix A to the Public Broadcasters' Petition to Modify the Determination of the Copyright Arbitration Royalty Panel.
- 2. An original stipulation signed by counsel for the Public Broadcasters and BMI agreeing to adoption of proposed regulations.
- 3. An original stipulation signed by counsel for the Public Broadcasters and ASCAP agreeing to adoption of proposed regulations.

Encs.

Before the
LIBRARY OF CONGRESS
United States Copyright Office
Copyright Arbitration Royalty Panel
Washington, D.C. 20024

GENERAL COUNSEL
OF COPYRIGHT
AUG 18 1008

RECEIVED

In the Matter of)		
	Ś		
ADJUSTMENT OF RATES FOR	Ś	Docket No. 96-6 CARP NCBRA	
NONCOMMERCIAL EDUCATIONAL	Ś	2 concerno. So o contra medica	
BROADCASTING COMPULSORY LICENSE	Ś		
	·-		

Pursuant to the request on June 16, 1998 of the Copyright Arbitration Royalty

Panel (the "Panel"), the following parties, through their undersigned counsel, have conferred at

length and hereby jointly urge and propose that the Panel in this proceeding adopt the compulsory

license terms set forth in the attached proposed regulation 37 C.F.R. § 253.3(1), which the parties

have voluntarily negotiated. The parties, through their undersigned counsel, hereby further

stipulate and agree to adoption of these terms by the Panel. Each party reserves its position with

respect to the amount or rate of royalties to be paid.

Dated: July 8, 1998

Respectfully submitted,

Philip H. Schaeffer, Esq.
J. Christopher Shore, Esq.
Samuel Mosenkis, Esq.
WHITE & CASE LLP
1155 Avenue of the Americas
New York, New York 10036-2787
(212) 819-8200

Beverly A. Willett, Esq. ASCAP Building One Lincoln Plaza, Sixth Floor New York, New York 10023 (212) 621-6289

Joan M. McGivern, Esq. ASCAP One Lincoln Plaza New York, New York 10023 (212) 621-6204

Attorneys for ASCAP

R. Bruce Rich, Esq.
Jonathan T. Weiss, Esq.
Mark J. Stein, Esq.
Tracey I. Batt, Esq.
Weil, Gotshal & Manges LLP
767 Fifth Avenue
New York, New York 10153
(212) 310-8000

Attorneys for PBS, NPR and CPB

Before the COPYRIGHT ARBITRATION ROYALTY PANEL UNITED STATES COPYRIGHT OFFICE LIBRARY OF CONGRESS Washington, D.C.

GENERAL COURSEL

AUG 18 1998

RECEIVED

In the Matter of) Docket No. 96-6 CARP NCBRA
ADJUSTMENT OF RATES FOR NONCOMMERCIAL EDUCATIONAL BROADCASTING COMPULSORY LICENSE)))

Pursuant to the request on June 16, 1998 of the Copyright Arbitration Royalty Panel (the "Panel"), National Public Radio, the Public Broadcasting Service and the Corporation for Public Broadcasting (the "Public Broadcasters") and Broadcast Music, Inc. ("BMI") through their undersigned counsel have conferred and hereby jointly propose that the Panel in this proceeding adopt the compulsory license terms set forth in the attached proposed regulation 37 CFR § 253.3(2). The Public Broadcasters and BMI through their undersigned counsel hereby stipulate and agree to adoption of these terms by the Panel. The Public Broadcasters and BMI each reserve their positions with respect to the amount or rate of royalties to be paid.

Dated: July 8, 1998

Jonathan T. Weiss

Mark J. Stein

Weil, Gotshal & Manges LLP

767 Fifth Avenue

32nd Floor

New York, NY 10153

(212) 310-8000

Attorneys for National Public Radio, Public Broadcasting Service and The Corporation for Public Broadcasting (212) 837-6000

Joseph J. DiMona

Respectfully submitted,

Broadcast Music, Inc.

Norman C. Kleinberg

One Battery Park Plaza

New York, NY 10004

Hughes Hubbard & Reed LLP

Michael E. Salzman

320 West 57th Street

New York, NY 10019

(212) 586-2000

Attorneys for Broadcast Music, Inc.